K

File No. Motor Tax
49 (N)

Legal Dept.
B. BRANCH

917

Subject:— Notifications under the Bombay Motor Vehicles Tax Act 1935

P.T.O.

File No. Motor Tax II 49 (N).

Gen. 194 a.

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P.2

File No. Motor Tax II 1.49 (N).

Legal Department.

A revised draft notification is sent herewith.

2. The draft para. (2) of the Home Department notification is not understood. It is not dependent upon the condition specified in para. (1) as the certificate that a vehicle has been transferred to another Province will itself show that it has not been used in the Province. The H.D. should specify the full circumstances to meet which the said para.(2) has been inserted. It is not also stated in the said para.(2) what certificate is to be produced by the owner under the signature of a registering authority. If it is a certificate certifying that the vehicle in respect of which the refund of tax is claimed has not been used in any public place during the period for which such refund is claimed, then such a certificate is already provided for in section 5 A of the Act.

S.D.

Additional Secretary to Government.

U.R. to H.D. No. 14330, dated the 10th December 1949.

VGP.
6-6-50.

NOTIFICATION.

Home Department.

Bombay Castle, 1949.

Bombay Motor Vehicles Tax Act, 1935.

No. 7520/4. In exercise of the powers conferred by sub-sections (1) and (2) of section 5 of the Bombay Motor Vehicles Tax Act, 1935 (Bom XXXIV of 1935), the Government of Bombay is pleased to prescribe the following conditions for claiming the refund of tax under sub-section (1) or (2) of section 5 of the said Act, namely :-

The owner of a motor vehicle other than a transport vehicle claiming refund under sub section (1) or (2) of section 5 of the Bombay Motor Vehicles Tax Act, 1935, on the ground that such motor behicle ha has been transfered to the ownership of a person residing g in another Province shall also produce a certificate from the Registering Authority of such other Province that a tax corresponding to the tax under this Act has been paid and that the owner of the motor vehicle has not claimed exemption from payment of tax in such other Province for the period for which the refund is claimed.

By order of the Governor of Bombay.

Secretary to Government.

VGP.

6-6-56.